

**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

WILLIAM JAMES WALLACE, II,

Plaintiff,

v.

CALIFORNIA DEPARTMENT OF  
CORRECTIONS AND  
REHABILITATION, et al.,

Defendants.

Case No. 1:20-cv-00905-BAK (PC)

**ORDER TO SHOW CAUSE WHY  
ACTION SHOULD NOT BE DISMISSED  
FOR FAILURE TO PROSECUTE**

21-DAY DEADLINE

Plaintiff William James Wallace, II, (“Plaintiff”) is a state prisoner proceeding *pro se* and *in forma pauperis* in this civil rights action under the Americans with Disabilities Act (“ADA”). On October 4, 2021, Defendants California Department of Corrections and Rehabilitation, Ourique, and Smith (collectively “Defendants”) filed a motion for summary judgment. (ECF No. 46.) Pursuant to Local Rule 230(l), and as explained in Defendants’ Notice of Motion (*id.* at 1-2), Plaintiff had 21 days to file an opposition or a statement of non-opposition to Defendants’ motion for summary judgment. To date, Plaintiff has failed to do so.

Accordingly, the Court ORDERS Plaintiff, **within 21 days**, to show cause in writing why this action should not be dismissed for his failure to prosecute. Alternatively, within that same time, Plaintiff may file an opposition or a statement of non-opposition to Defendants’ motion for summary judgment.

